

# EXHIBIT A

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK**

ROBERT SAMPSON,

v.

NATIONAL BOARD OF MEDICAL  
EXAMINERS,

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CIVIL ACTION NO. 2:22-cv-05120-JMA

**DECLARATION OF MICHAEL STEVEN STEIN**

I, Michael Steven Stein, make the following declaration upon personal knowledge:

1. I am one of the attorneys representing Robert Sampson.
2. In this case, I was the lead author of the reply brief in support of the fee petition.
3. I have exercised billing judgment in deleting time that was redundant or inefficient while working on the reply brief.
4. Please see Exhibit 1 to this Affidavit for a true and accurate record of my time in the case after the exercise of billing discretion.
5. Stein & Vargas, LLP has also relied on paralegal assistance in the preparation of the reply brief. In the exercise of billing discretion, Stein & Vargas, LLP has fully discounted paralegal time in this matter.
6. I declare under the penalties of perjury that the foregoing is true and correct.

Dated: September 17, 2023



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# EXHIBIT 1

**Sampson v. National Board of Medical Examiners**

<b>Date</b>	<b>Time</b>	<b>Description</b>
7/31/2023	0.2	Initial review of NBME's brief opposing fee petition, begin outlining response
8/6/2023	0.3	NBME fee petition reply -- draft introduction
8/6/2023	0.2	NBME fee petition reply -- draft argument re: expert costs
8/15/2023	3.1	NBME fee petition reply -- revise introduction (0.2), draft section on prevailing party (1.3), draft section on appellate fees (1.0), revise section on expert fees (0.5), draft conclusion (0.1).
8/16/2023	0.8	NBME fee petition reply -- revise section on prevailing party (0.8)
9/11/2023	0.5	NBME fee petition reply -- global revision edits
9/13/2023	1.7	NBME fee petition reply -- global revision edits
9/14/2023	1.5	NBME fee petition reply -- global revision edits
9/15/2023	1.4	NBME fee petition reply -- subcite brief, streamline argument
9/16/2023	0.5	NBME fee petition reply -- proofread brief, streamline argument
9/17/2023	0.2	NBME fee petition reply -- final proofread

**Total**                    **10.4**  
**@ \$425/hour**        **\$4,420.00**